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PATENT

Attorney Docket No. 100021-09028

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Reissue application of:)
)
HASEBE et al.)
)
Application No.: 09,476,319 ✓)
)
Issued: August 18, 1998)
)
For: STORAGE MEDIUM FOR)
PREVENTING AN IRREGULAR)
USE OF A THIRD PARTY)

Group Art Unit: 2767

Examiner: G. Barron, Jr.

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Technology Center 2100

Commissioner for Patents
Washington, D.C. 20231

Date: August 6, 2001

Sir:

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT (37 CFR § 1.121)

This paper is filed in response to the Notice of Non-Compliant Amendment (37 CFR § 1.121) dated July 25, 2001.

The present application is a reissue application. 37 CFR §1.121(h) applies to reissue applications. This section requires that "[a]ny amendment to the description and claims in reissue applications must be made in accordance with §1.173."

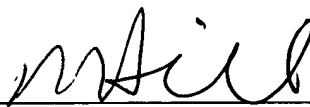
37 CFR § 1.173 (b)(2) states that the "amendment paper must include the entire text of each claim being changed by such amendment paper.... Each changed patent claim and each added patent claim must include markings pursuant to paragraph (d) of this section...." 37 CFR § 1.173(d) states that "[a]ny changes relative to the patent being reissued.... must include the following markings: (1) The matter to be omitted by

reissue must be enclosed in brackets; and (2) The matter to be added by reissue must be underlined....” 37 CFR §1.173 does not require the “clean” version of the claims (i.e. a copy of the claims without the markings required by 37 CFR § 1.173(d)), because the reissued patent, when printed, shows the specification and claims with the markings required by 37 CFR §1.173(d).

Since the present application is a reissue application, the requirements of 37 CFR § 1.121(c)(1)(i) do not apply to the present application. Applicants submit that the paper filed on July 19, 2001 fully complies with 37 CFR § 1.173. Accordingly, Applicants respectfully request consideration of the amendment filed on July 19, 2001. As a courtesy, the Applicants have attached a clean copy of the claims amended and added in the July 19, 2001 paper.

The Commissioner is authorized to make payment for any additional fees which may required with respect to this paper to our Deposit Account No. 01-2300 making reference to Attorney Docket No. 100021-09028.

Respectfully submitted,

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